

PATENT  
Attorney Docket No. 401056

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of:

Art Unit: 2685

BARNETT et al.

Examiner: Q. Vuong

Application No. 09/784,220

Date of Allowability: 12/15/2004

Filed: February 16, 2001

Confirmation No.: 2530

For: **APPARATUS AND METHOD FOR  
AUTOMATICALLY PROGRAMMING  
FREQUENCY SCANNING RADIO  
RECEIVERS**

**RENEWED CITATION OF PUBLICATION**

U.S. Patent and Trademark Office  
Randolph Building  
401 Dulany Street, Customer Window, Mail Stop Issue Fee  
Alexandria, VA 22314

Dear Sir:

Applicants again bring to the Examiner's attention published U.S. Patent Application 2003/0032400, which is identified on an attached PTO-1449 Form, merely for convenience. The cited published patent application was published February 13, 2003 and the principal classification is Class 455, Subclass 186.1.

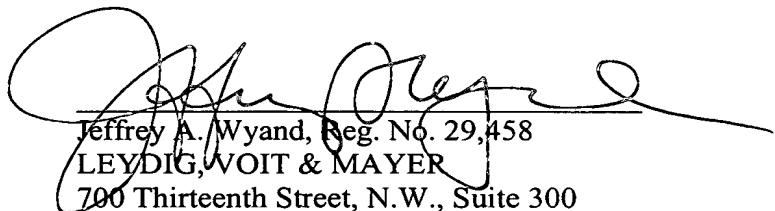
The initial patentability search for this patent application was made May 25, 2004. That search encompassed Class 455, Subclass 186.1 and was made more than 15 months after the publication of the cited published patent application. However, the cited published patent application was not listed as one of the references cited in the first Office Action mailed July 2, 2004.

The cited published patent application was first mentioned in the present patent application in the response to the first Office Action that was filed on September 21, 2004. As pointed out in that response, the publication has not been shown to be prior art pursuant to any part of 35 U.S.C. 102.

The initial patentability search for the present patent application was brought up-to-date by the Examiner on December 8, 2004. At the same time, an interference search was made. Both of those searches covered Class 455, Subclass 186.1 and were made some twenty-two months after the publication of the cited published patent application. Again, the cited published patent application was not identified by the Examiner as pertinent to the patentability of any claim of the present patent application.

The present patent application was allowed on December 15, 2004 and the issue fee was paid on December 23, 2004.

Respectfully submitted,



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Date: February 23, 2005  
JAW:ves

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Substitute for form 1449A/B/PTO				<b>Complete if Known</b>	
<b>INFORMATION DISCLOSURE STATEMENT BY APPLICANT</b>  <i>(Use as many sheets as necessary)</i>				Application Number	09/784,220
				Filing Date	February 16, 2001
				First Named Inventor	BARNETT
				Group Art Unit	2685
				Examiner Name	Q. Vuong
Sheet	1	of	2	Attorney Docket Number	401056

**U.S. PATENT DOCUMENTS**

## FOREIGN PATENT DOCUMENTS

## OTHER - NON PATENT LITERATURE DOCUMENTS

Examiner Initials	Doc. No.	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number (s), publisher, city and/or country where published.	Translation	
			Yes	No*+

Examiner Signature		Date Considered	
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- A concise statement of relevance is being submitted in lieu of a translation. 37 CFR 1.98(a)(3).
- An English-language equivalent/patent, or an English-language abstract, or an English-language version of the search report or action by a foreign patent office in a counterpart foreign application indicating the degree of relevance found by the foreign office is being submitted in lieu of a concise explanation of relevance under 37 CFR 1.98(a)(3).